IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 8180 of 2005

Between:

1. Smt.K.Satyavva, W/o.Mallesham,
   H.No.6-1-207/3, Hanumanwada, Jagtial, Karimangar Dt.
2. E.Ramaswamy, S/o.Lalaiah,
   H.No.6-1-207 Hanumanwada, Jagtial,
   Karimangar Dt.

... PETITIONERS

AND

1 The Jagtial Municipality, rep.by its Commissioner, Jagtial, Karimnagar Dist.
2 The Jagtial Municipality rep.by its Special officer, Jagtial, Karimnagar Dist.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of writ of Mandamus: i. declaring the actionof the respondent-authorities in trying to demolish the petitioners houses bearing No.6-1-207/3 and 6-1-207 in Hanumanwada, Jagtial are illegal arbitrary and violative of Art. 14, 21 and 300-A of the Constitution of India and contrary to the principles of natural justice and consequently direct the respondent authorities not to demolish the houses of the petitioners bearing Nos.6-1-207/3 and 6-1-207 in Hanumanwada, Jagtial, Karimnagar District.

Counsel for the Petitioners: MR.A.SUDERSHAN REDDY

Counsel for the Respondents: MR.P.RADHAKRISHNA

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed seeking a declaration that the action of the respondent authorities in trying to demolish the petitioners houses bearing No.6-1-207/3 and 6-1-207 as arbitrary and illegal.

The only grievance of the petitioners is that the respondents have resorted to demolish the premises in question without issuing any notice to them and without following the due process of law.

Learned standing counsel appearing for the respondents states that the respondents will follow the procedure as laid down under the statute.

Accordingly the writ petition is disposed of with a direction to the respondents not to demolish the houses of the petitioners in question without following the due process of law.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 12-04-2005

LSK

ASSISTANT REGISTRAR

To

1 The Commissioner, Jagtial Municipality, Jagtial, Karimnagar Dist.
2 The Special officer, Jagtial Municipality, Jagtial, Karimnagar Dist.

3 Two C.D. copies.